**Application No.:** 10/039,035

Office Action Dated: November 6, 2007

PATENT REPLY FILED UNDER EXPEDITED PROCEDURE PURSUANT TO 37 CFR § 1.116

This listing of claims will replace all prior versions, and listings, of claims in the application.

## **Listing of Claims:**

1. (Currently amended) A computer system, comprising:

a processor;

an operating system having a selected driver comprising a plurality of instructions that interacts with a computing component, at least a portion of said driver instructions being in an intermediate language;

a plurality of application instructions <u>separate from the driver instructions</u>, said <u>application</u> instructions being in an intermediate language readable by an intermediate language compiler;

a plurality of runtime instructions, said <u>runtime</u> instructions being in an intermediate language readable by an intermediate language compiler, wherein said runtime instructions performs the translation between said application instructions and said <del>selected</del> driver; and

an intermediate language compiler capable of compiling the application instructions, and the runtime instructions and said at least a portion of said driver instructions into a combined set of instructions executable by the processor for interacting with the computing component selected driver.

- 2. (Cancelled)
- 3. (Currently amended) The computer system as recited in claim  $\underline{1}$  [[2]] wherein the selected driver is split into user mode and kernel mode instructions.
- 4. (Currently amended) The computer system as recited in claim 3 wherein the user mode instructions of the selected driver translates from device driver interface instructions to hardware-specific commands.
- 5. (Currently amended) The computer system as recited in claim 4 wherein the selected driver writes hardware-specific commands into an operating system-allocated buffer for submission to a scheduler of the hardware's time.

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6. (Original) The computer system as recited in claim 1 wherein the plurality of application instructions and the plurality of runtime instructions are delivered to the computer system over a network.

7. (Currently amended) The computer system as recited in claim  $\underline{1}$  [[2]] wherein the selected driver is delivered over a network.

8. (Previously presented) The computer system as recited in claim 1 wherein the intermediate language compiler comprises a Just-In-Time compiler.

9. (Currently amended) A method for software interaction with hardware, comprising:

providing receiving an application program in an intermediate programming language:
receiving at least a portion of a driver program in an intermediate language separate
from the application program instructions, said driver interacting with a computing component
on a target computer system;

providing receiving a runtime program in an intermediate programming language, wherein said runtime instructions program performs the translation between said application instructions and said selected driver program;

compiling the application program, and the runtime program and the driver program into a single executable program for execution on [[a]] the target computer system.

## 10. (Cancelled)

- 11. (Currently amended) The method as recited in claim [[10]] 9 wherein the driver program comprises a kernel mode portion provided in an executable form.
- 12. (Original) The method as recited in claim 11 wherein the driver program comprises a user mode portion provided in the intermediate language form.
- 13. (Original) The method as recited in claim 12 wherein the user mode portion translates from device driver interface instructions to hardware-specific commands.

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14. (Currently amended) The method as recited in claim [[10]] 9 wherein the driver program writes hardware-specific commands into an operating system-allocated buffer for submission to a scheduler of the hardware's time.

- 15. (Original) The method as recited in claim 9 wherein the application program and the runtime program are delivered to the target computer system over a network.
- 16. (Currently amended) The method as recited in claim [[10]] 9 wherein the driver program is delivered over a network.
- 17. (Previously presented) The method as recited in claim 9 wherein the step of compiling uses a Just-In-Time compiler.
- 18. (Currently amended) A computer-readable medium having stored thereon computer-executable instructions for software interaction with hardware, comprising:

instructions for receiving an application program in an intermediate programming language:

instruction for receiving at least a portion of a driver program in an intermediate language separate from the application program instructions, said driver program interacting with a computing component on a target computer system; and

instructions for receiving a runtime program in an intermediate programming language, wherein said runtime instructions program performs the translation between said application instructions and said selected driver program;

instructions for compiling the application program, and the runtime program and the driver program into a single executable program for execution on [[a]] the target computer system.

## 19. (Cancelled)

20. (Currently amended) The computer-readable medium as recited in claim [[19]] 18 wherein the driver program comprises a kernel mode portion provided in an executable form wherein the instructions the at least a portion of the driver program in an intermediate language received comprise user mode instructions.

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21. (Cancelled)

22. (Currently amended) The computer-readable medium as recited in claim [[21]] <u>20</u> wherein the user mode instructions translate from device driver interface instructions to hardware-specific commands.

- 23. (Currently amended) The computer-readable medium as recited in claim 22 wherein the driver <u>program</u> writes hardware-specific commands into an operating system-allocated buffer for submission to a scheduler of the hardware's time.
- 24. (Currently amended) The computer-readable medium as recited in claim 18 comprising instructions for receiving wherein the application program and the runtime program are delivered to the target computer system over a network.
- 25. (Currently amended) The computer-readable medium as recited in claim [[19]] <u>18</u> wherein comprising instructions for receiving the driver program is delivered over a network.
- 26. (Previously presented) The computer-readable medium as recited in claim 18 wherein the step of compiling uses a Just-In-Time compiler.